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UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

WIND OF TRADE LLC, a Nevada limited
 liability company,

Plaintiff,

v.

MOSTAG INTERNATIONAL, INC., a
 Pennsylvania corporation,

Defendant.

Case No. CV 07 6280SC

**TEMPORARY RESTRAINING
 ORDER AND ORDER TO SHOW
 CAUSE RE: PRELIMINARY
 INJUNCTION**

Plaintiff Wind of Trade LLC moved for a temporary restraining order and order to show cause against defendant Mostag International, Inc. ("Mostag"). Having considered the argument and evidence submitted by plaintiff, and having provided defendant with an opportunity to respond, the Court determines that good cause exists for plaintiff's request, which is GRANTED subject to the limitations of this Order.

IT IS HEREBY ORDERED that defendant shall show cause before this Court on February 1, 2008, at 9:00 a.m., in Courtroom 7, 450 Golden Gate Avenue, San Francisco, California, why an order pursuant to Federal Rule of Civil Procedure 65 should not be entered, granting plaintiff a preliminary injunction, enjoining defendant and all those acting in concert with defendant, from using the OVE

1 GLOVE trademark, the graphic design shown below, or confusingly similar variations thereof in
 2 connection with the sale, offering for sale, promotion, distribution or manufacture of hot surface
 3 handlers such as oven mitts.



8 Enjoined Graphic Design

9 IT IS FURTHER ORDERED that defendant shall file and serve any opposition no later than
 10 January 18, 2008, and that plaintiff shall file and serve any reply no later than January 25, 2008.

11 IT IS FURTHER ORDERED that, pending the show cause hearing set forth in this Order,
 12 defendant, its agents, servants, employees, attorneys, successors, and assigns, and all persons, firms,
 13 corporations, acting in concert with defendant, be and are hereby temporarily restrained from sale,
 14 offering for sale, promotion, distribution or manufacture of hot surface handlers such as oven mitts
 15 and related goods and packaging that bear either:

- 16 1) the term OVE GLOVE;
- 17 2) the enjoined graphic design; or
- 18 3) terms or designs confusingly similar to the forgoing.

19 IT IS FURTHER ORDERED that this temporary restraining order is conditioned upon
 20 plaintiff's filing with the Clerk of the Court an undertaking in the form of a bond, company check or
 21 cash, in the amount of \$10,000, to secure the payment of costs and damages not to exceed that sum as
 22 may be suffered or sustained by any party who is wrongfully restrained by this order.

23 IT IS FURTHER ORDERED that plaintiff shall serve defendant with a copy of this order, and
 24 to file proof of such service, no later than January 7, 2008.

25 Dated: January 2, 2008


 26 Hon. Maxine M. Chesney

27 UNITED STATES DISTRICT JUDGE